

Message

From: Coe, Mary [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=BD3A8D3B158C48A589DA33CCF49A583F-MCOE]
Sent: 8/29/2018 7:03:51 PM
To: Chiaruttini, Alexandra [achiarutti@pa.gov]
Subject: RE: MOA regarding beneficial Reuse of PCBs

I suspected as much about the public process. I'm hoping we can draft around that (see my attempt). Let me check with my folks here on available meeting or conference call dates.

Mary

*Mary B. Coe
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Philadelphia, PA 19103
215-814-2617*

From: Chiaruttini, Alexandra [mailto:achiarutti@pa.gov]
Sent: Wednesday, August 29, 2018 12:27 PM
To: Coe, Mary <Coe.Mary@epa.gov>
Cc: Armstead, John A. <Armstead.John@epa.gov>; daw, harry <daw.harry@epa.gov>; Pratt, Stacie <Pratt.Stacie@epa.gov>; Jamieson, Cheryl <Jamieson.Cheryl@epa.gov>; Fields, Jenifer <fields.jenifer@epa.gov>
Subject: RE: MOA regarding beneficial Reuse of PCBs

Deliberative Process / Ex. 5

I will be in Philadelphia on the 14th and 17th – and may be able to stay for the am of the 18th if you want to meet in person.

Thanks.

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From: Coe, Mary [<mailto:Coe.Mary@epa.gov>]
Sent: Tuesday, August 28, 2018 3:58 PM
To: Chiaruttini, Alexandra <achiarutti@pa.gov>
Cc: Armstead, John A. <Armstead.John@epa.gov>; daw, harry <daw.harry@epa.gov>; Pratt, Stacie <Pratt.Stacie@epa.gov>; Jamieson, Cheryl <Jamieson.Cheryl@epa.gov>; Fields, Jenifer <fields.jenifer@epa.gov>
Subject: MOA regarding beneficial Reuse of PCBs

Hi, Alex –

The Region received PADEP's response to the proposed Memorandum of Agreement (MOA). The purpose of the MOA is to achieve regulatory certainty in relation to the use of PCBs on a national level. As we recently discussed, the federal requirement under TCSA on the use of PCBs is actually a prohibition. In determining the level which would conform to the prohibition, EPA uses the regulatory definition of quantifiable level which is 2 parts per million PCB. Both the Management of Fill Policy and the General Permit for Beneficial Use allow use of PCBs in excess of this federal regulatory level. The federal PCB regulations distinguish the use of PCBs from the disposal of PCBs. Use is prohibited. Disposal is allowable under specified regulatory conditions.

Deliberative Process / Ex. 5

The Region continues to seek an expeditious resolution of this matter. I propose we have a conference call within the next week to attempt to resolve outstanding issues. I would be happy to arrange the call.

I look forward to hearing from you soon.

Mary

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